

Docket No. D9310

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

TRANSMITTAL LETTER

Certification Under 37 C.F.R. § 1.10 (if applicable)

EH455864259US


June 9, 1997

"Express Mail" Mailing Number

Date of Deposit

I hereby certify that this application is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. § 1.10 on the date indicated above and is addressed to the Commissioner of Patents and Trademarks, Washington, D. C. 20231.

RICHARD TAYLOR
(Typed or Printed Name of Mailing Person)


(Signature of Person Mailing Application)

Anticipated Classification of Prior Application:

Anticipated Classification of This Application:

Examiner _____
Class 073 Subclass _____
Art Unit 2212

Examiner _____
Class 073 Subclass _____
Art Unit 2212

Commissioner of Patents & Trademarks
Box FWC
Washington, D. C. 20231

Sir:

This is a request for filing a

X Continuation) Application under 37 C.F.R. § 1.60 of pending
) prior Application Serial No. 08/679,332
___ Continuation-) filed July 11, 1996 which is a continuation of Application
) Serial No. 08/416,100 filed April 4, 1995 (now U. S. Patent
) 5,560,244) which is a continuation of Application Serial No.
) 08/107,017 filed August 17, 1993 (now U. S. Patent 5,463,897),
) for SCANNING STYLUS ATOMIC FORCE MICROSCOPE WITH
) CANTILEVER TRACKING AND OPTICAL ACCESS" by Craig B. Prater,
) James Massie, David A. Grigg and Virgil B. Elings.

X The filing fee (for large entity) is calculated below:

**CLAIMS AS FILED IN THE PRIOR APPLICATION, LESS
ANY CLAIMS CANCELED BY AMENDMENT BELOW**

FOR:

Basic Fee				\$770.00
Total Claims	<u>36</u> - <u>20</u> = <u>16</u>	x	\$ 22.00	<u>\$352.00</u>
Independent Claims	<u>7</u> - <u>3</u> = <u>4</u>	x	\$ 80.00	<u>\$320.00</u>
Multiple Dependent Claims			\$260.00	<u>\$ -0-</u>
TOTAL FILING FEE				<u>\$1440.00</u>
Assignment Recording Fee			\$ 40.00	<u>\$ -0-</u>
			TOTAL FEES	<u>\$1,440.00</u>

X The Commissioner is hereby authorized to charge any fees which may be required or to credit any overpayment to Deposit Account No. 02-3823. A duplicate copy of this letter is enclosed for charge purposes.

X A check in the amount of \$1,440.00, is enclosed to pay the filing fee for the above-identified patent application.

X A Preliminary Amendment is enclosed.

X Please ^{cancel} cancel claims 1-41 of the prior application.

X Amend the specification by inserting before the first line the sentence: This application is a continuation of pending prior Application Serial No. 08/679,332 filed July 11, 1996 which is a continuation of Application Serial No. 08/416,100 filed April 4, 1995 (now U. S. Patent 5,560,244) which is a continuation of Application Serial No. 08/107,017 filed August 17, 1993 (now U. S. Patent 5,463,897), for "SCANNING STYLUS ATOMIC FORCE MICROSCOPE WITH CANTILEVER TRACKING AND OPTICAL ACCESS" by Craig B. Prater, James Massie, David A. Grigg and Virgil B. Elings.--

X Enclosed is a copy of the inventor-signed, pending prior Application Serial No. 08/679,332 including a copy of the oath or declaration showing the original signature or an indication it was signed. I hereby verify that the papers are a true copy of the latest signed prior Application Serial No. 08/679,332, and further that all statements made herein of my own knowledge are true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

X The prior application has been assigned to DIGITAL INSTRUMENTS, INC. and to THE REGENTS OF THE UNIVERSITY OF CALIFORNIA. Said assignment has been duly recorded in the U. S. Patent & Trademark Office.

X The power of attorney in the prior application has been revoked and has been granted to **Patrick F. Bright, Reg. No. 24,318**. A Power of Attorney, duly executed by applicant, has previously been submitted. (copy enclosed)

X Address all future communications to:

Patrick F. Bright, Esq.
BRIGHT & LORIG, P.C.
633 West Fifth Street, Suite 3330
Los Angeles, California 90071
(213) 627-7774

June 9, 1997



Patrick F. Bright
Reg. No. 24,318
Attorney of Record

08871029.060997

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:)
CRAIG B. PRATER ET AL.)
Serial No.: 08/679,332)
Filed: JULY 11, 1996)
Group Art Unit: 2212)
Examiner: LARKIN)
For: SCANNING STYLUS ATOMIC FORCE)
MICROSCOPE WITH CANTILEVER)
TRACKING AND OPTICAL ACCESS)

Attorney Docket: D9310

I HEREBY CERTIFY THAT THIS CORRESPONDENCE IS BEING
DEPOSITED WITH THE UNITED STATES POSTAL SERVICE AS
FIRST CLASS MAIL IN AN ENVELOPE ADDRESSED TO:
COMMISSIONER OF PATENT AND TRADEMARKS,
WASHINGTON, D.C. 20231. ON May 27, 1997
R. Taylor 5/27/97
DATE

SUBMISSION OF POWER OF ATTORNEY

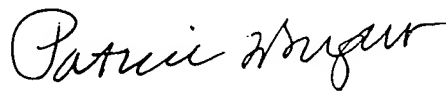
Honorable Commissioner of Patents
and Trademarks
U. S. PATENT & TRADEMARK OFFICE
Washington, D.C. 20231

Sir:

Enclosed is the Power of Attorney signed by the president of the
owner/assignee of the above-identified patent application. Since the undersigned
has been appointed by the owner/assignee to be its attorney of record for all
matters pertaining to the above-identified application before the PTO, the
undersigned requests that the attached Power of Attorney be made part of the
record of this patent application.

The Commissioner is authorized to charge Deposit Account No. 02-3823 for any fee or cost incurred by submission of this letter and/or the attached Power of Attorney, or to credit any overpayment to said Deposit Account. A copy of this letter is attached hereto for this purpose.

Respectfully submitted,



May 27, 1997

Patrick F. Bright
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